UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO.; 04-12098

GREGORY F. SANKEY, Plaintiff v. THE SHAW GROUP, INC. and STONE & WEBSTER, INC., Defendants

PARTIAL STIPULATION OF DISMISSAL

The Plaintiff, Gregory F. Sankey, and the Defendants, The Shaw Group, Inc. and Stone & Webster, Inc., by and through their respective attorneys hereby stipulate that Counts 3, 9, and 11 shall be dismissed with prejudice from the above-captioned action.

Respectfully submitted,

GREGORY F. SANKEY

By his attorney,

Respectfully submitted,

THE SHAW GROUP, INC. AND STONE & WEBSTER, INC.

By its attorneys,

Anthony R. Bott, Esq.

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CERTIFICATE OF SERVICE

I, Kenneth E. Rubinstein, Esquire, hereby certify that the foregoing Stipulation of Partial Dismissal was this day forwarded to Anthony R. Bott, Esquire, 8 Beach Road, P.O. Box 1137, East Orleans, Massachusetts 02643, Counsel for Gregory Sankey.

Dated: January 5, 2005

Kenneth E. Rubinstein, Esquire